



**MICHIGAN**  
**HOUSE OF REPRESENTATIVES**  
P.O. Box 30014  
LANSING, MICHIGAN 48909-7514

**MINUTES OF THE COMMITTEE**  
**ON**  
**JUDICIARY**

Tuesday, May 17, 2016                      12:00 p.m.                      Room 521 House Office Building

The House Standing Committee on Judiciary was called to order by Chairman Kesto.

Members present: Reps. Kesto, Lucido, Heise, Johnson, Howrylak, Cole, Runestad, Irwin, Robinson, Chang, Guerra.

Members absent/excused: None.

Representative Lucido moved to adopt the minutes of May 10, 2016. There being no objection, the motion prevailed by unanimous consent.

Chairman Kesto laid the committee at ease, the time being 12:01 p.m.

Vice-Chairman Lucido called the committee back to order, the time being 12:03 p.m.

Vice-Chairman Lucido laid the following bills before the committee:

HB 5503    (Kesto)	Courts; jurisdiction; appellate review of certain court orders by probate court; preclude.
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SB 632     (Schuitmaker)	Courts; jurisdiction; jurisdiction on appeals from orders and judgments of the probate court; provide to the court of appeals.
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Chairman Kesto; Shaheen I. Imami, representing the Probate and Estate Planning Section of the State Bar of Michigan; and Trisha Brumley, from Senator Schuitmaker's office, testified in support of the bills. Questions and discussion followed.

The following people submitted a card in support of the bills, but did not wish to speak:

Bill Kandler, representing the Michigan Probate Judges Association.

Peter Cunningham, representing the State Bar of Michigan.

Vice-Chairman Lucido laid the committee at ease, the time being 12:20 p.m.

Vice-Chairman Lucido called the committee back to order, the time being 12:21 p.m.

Vice-Chairman Lucido laid the following bills before the committee:

HB 5504	(Kesto)	Civil procedure; statute of limitations; limitations period under uniform fraudulent transfer act for action relating to qualified dispositions in trust act; modify.
HB 5505	(Kesto)	Probate; trusts; qualified dispositions in trust act; enact.
SB 597	(Schuitmaker)	Probate; trusts; qualified dispositions in trust act; enact.
SB 598	(Schuitmaker)	Civil procedure; statute of limitations; limitations period under uniform fraudulent transfer act for action relating to qualified dispositions in trust act; modify.

Chairman Kesto; Robert P. Tiplady II, representing the Probate and Estate Planning Section of the State Bar of Michigan; and Trisha Brumley, from Senator Schuitmaker's office, testified in support of the bills. Questions and discussion followed.

Vice-Chairman Lucido laid the committee at ease, the time being 12:32 p.m.  
Chairman Kesto called the committee back to order, the time being 12:33 p.m.

Chairman Kesto laid House Joint Resolution GG before the committee:

HJR GG	(Hovey-Wright)	Civil rights; equal protection; equal protection discrimination; expand.
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Representative Hovey-Wright and Kara Spencer, from Representative Hovey-Wright's office, testified in support of House Joint Resolution GG. Questions and discussion followed.

Mary Pollock, representing the American Association of University Women of Michigan, and Judy Karandjeff, representing the League of Women Voters, testified in support of House Joint Resolution GG and both submitted written testimony.

The following people submitted a card in support of House Joint Resolution GG, but did not wish to speak:

Amanda West, representing the Planned Parenthood Advocates of Michigan.  
Amy Hunter, representing the American Civil Liberties Union of Michigan.  
Merissa Kovach, representing the American Civil Liberties Union of Michigan.

Chairman Kesto laid the following bills before the committee:

HB 4924	(Poleski)	Civil procedure; service of process; fees and mileage allowed for service of process; modify.
HB 5359	(Poleski)	Civil procedure; service of process; cross-reference to reflect amendment of provisions relating to fees for service of process; amend.

HB 5360 (Heise) Civil procedure; service of process; fees; increase.

Substitute (H-2) to HB 4924 was previously adopted on May 10, 2016.

Substitute (H-1) to HB 5360 was previously adopted on May 10, 2016.

Representative Heise moved to report out HB 4924 with recommendation as substitute (H-2).

The motion prevailed, the vote being 11-0-0.

**FAVORABLE ROLL CALL**

Yeas: Reps. Kesto, Lucido, Heise, Johnson, Howrylak, Cole, Runestad, Irwin,  
Robinson, Chang, Guerra.

Nays: None.

Pass: None.

Representative Heise moved to report out HB 5359 with recommendation. The motion prevailed,  
the vote being 11-0-0.

**FAVORABLE ROLL CALL**

Yeas: Reps. Kesto, Lucido, Heise, Johnson, Howrylak, Cole, Runestad, Irwin,  
Robinson, Chang, Guerra.

Nays: None.

Pass: None.

Representative Heise moved to report out HB 5360 with recommendation as substitute (H-1).

The motion prevailed, the vote being 11-0-0.

**FAVORABLE ROLL CALL**

Yeas: Reps. Kesto, Lucido, Heise, Johnson, Howrylak, Cole, Runestad, Irwin,  
Robinson, Chang, Guerra.

Nays: None.

Pass: None.

There being no further business before the committee, Chairman Kesto adjourned the meeting,  
the time being 12:55 p.m.

**Representative Klint Kesto, Chair**\_\_\_\_\_

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